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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
AFFEICATION NO.	FILING DATE	TRST NAMED INVENTOR	ATTORNET BOCKET NO.	CONTINUATION NO.
09/542,688	04/04/2000	Nimesh Desai	211180370602	6165
36614 7590 12/28/2007 MANATT PHELPS AND PHILLIPS ROBERT D. BECKER			EXAMINER	
			GELAGAY, SHEWAYE	
1001 PAGE M PALO ALTO,	ILL ROAD, BUILDING CA 94304		ART UNIT	PAPER NUMBER
,			2137	
•			MAIL DATE	DELIVERY MODE
			12/28/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

		<u> </u>				
	Application No.	Applicant(s)				
Office Asking Open	09/542,688	DESAI ET AL.				
Office Action Summary	Examiner	Art Unit				
	Shewaye Gelagay	2137				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply						
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).						
Status						
1) Responsive to communication(s) filed on 12 No.	ovember 2007.					
,	, 					
Since this application is in condition for allowance except for formal matters, prosecution as to the merits is						
closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.						
Disposition of Claims						
4) Claim(s) 25 and 26 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) 25-26 is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and/or election requirement.						
Application Papers						
9) The specification is objected to by the Examiner.						
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.						
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).						
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.						
Priority under 35 U.S.C. § 119						
 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 						
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date	4) Interview Summary Paper No(s)/Mail Do 5) Notice of Informal F 6) Other:	ate				

DETAILED ACTION

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- 1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on November 12, 2007 has been entered.
- 2. Claims 25 and 26 are pending.

Response to Arguments

3. Applicant's arguments filed on November 12, 2007 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

- 4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 1. Claims 25-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dedrick U.S. Patent 5,717,923 in view of Achacoso et al. (hereinafter Achacoso) US 6,161,149.

As per claim 25:

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Dedrick teaches a network including a plurality of network devices operated by a plurality of users, a method for retrieving member profile information that provides for selective real-time information exchange of member profile information between external network devices and an information exchange system comprising the steps of:

granting, by a member, access to at least one data element associated with the member from the external network devices; (col. 6, lines 4-7; col. 7, lines 57-65)

retrieving the data elements associated with the member from the external network device to the information exchange system; (col. 3, lines 37-67; col. 5, line 50-col. 7, line 35) and

storing the data elements on the information exchange system to automate access to member profile information from the external network device. (col. 3, lines 37-67; col. 5, line 50-col. 7, line 35)

Dedrick does not explicitly teach pushing, by the member, individually selected data elements associated with the member to other respective users; and allowing the other respective users to transmit information to the member based on the individually selected data elements. Achacoso in analogous art, however, teaches pushing, by the member, individually selected data elements associated with the member to other respective users; (col. 3, line 27-col. 4, line 57) and allowing the other respective users to transmit information to the member based on the individually selected data elements. (col. 3, line 27-col. 4, line 57) Therefore it would have been obvious to one ordinary skill in the art to modify the method disclosed by Dedrick with Achacoso in order to create

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and continuously modify information that is pushed by the group member themselves.

(col. 3, lines 29-31; Achacoso)

As per claim 26:

Dedrick teaches a network including a plurality of network devices operated by a plurality of users, a method for retrieving member profile information that provides for selective real-time information exchange of member profile information between external network devices and an information exchange system comprising the steps of:

granting, by a member, access to at least one data element associated with the member from the external network devices; (col. 6, lines 4-7; col. 7, lines 57-65)

snarfing the data elements associated with the member from the external network device to an information exchange system; (col. 3, lines 37-67; col. 5, line 50-col. 7, line 35) and

emulating the member profile on the information exchange system to automate access the external network device. (col. 3, lines 37-67; col. 5, line 50-col. 7, line 35)

Dedrick does not explicitly teach pushing, by the member, individually selected data elements associated with the member to other respective users; and allowing the other respective users to transmit information to the member based on the individually selected data elements. Achacoso in analogous art, however, teaches pushing, by the member, individually selected data elements associated with the member to other respective users; (col. 3, line 27-col. 4, line 57) and allowing the other respective users to transmit information to the member based on the individually selected data elements. (col. 3, line 27-col. 4, line 57) Therefore it would have been obvious to one ordinary skill

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in the art to modify the method disclosed by Dedrick with Achacoso in order to create

and continuously modify information that is pushed by the group member themselves.

(col. 3, lines 29-31; Achacoso)

Conclusion

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Shewaye Gelagay whose telephone number is 571-272-

4219. The examiner can normally be reached on 8:00 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Emmanuel Moise can be reached on 571-272-3865. The fax phone number

for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the

Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a

USPTO Customer Service Representative or access to the automated information

system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Shewaye Gelagay

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